## IN THE DISTRICT COURT OF THE UNITED STATES FOR THE WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION

CIVIL CASE NO. 1:07cv273

DONNA M. KIRSCHNER,	)	
Plaintiff,	)	
V.	)	ORDER
MICHAEL J. ASTRUE, Commissioner of Social Security, Defendant.	) ) ) )	
	)	

THIS MATTER is before the Court on Plaintiff's "Application For Attorney Fees Under the Equal Access to Justice Act." [Doc. 14, filed October 17, 2008]. The Defendant advises that he does not oppose an award of legal fees in the amount of \$3,003.66, provided this is the only petition filed by Plaintiff in this case under 28 U.S.C. §2412(d). [Doc. 15, filed October 20, 2008].

IT IS THEREFORE, ORDERED that Plaintiff's "Application For Attorney Fees Under the Equal Access to Justice Act" [Doc. 14] is

**GRANTED**, and counsel for Plaintiff shall be paid the sum of \$3,003.66 for attorney fees.

IT IS FURTHER ORDERED that no additional petition pursuant to 28 U.S.C. §2412(d) shall be filed. The Clerk is directed to serve copies of this Order to counsel for the parties.

Signed: October 23, 2008

Martin Reidinger
United States District Judge